

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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P.2

In re Patent Application of

Reid W. von Borstel

Serial No. 09/838,136

Filed: April 20, 2001

For: COMPOSITIONS AND METHODS FOR TREATMENT OF
MITOCHONDRIAL DISEASES



Atty. Ref.: 1331-337

Group:

Examiner:

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May 14, 2001

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

INFORMATION DISCLOSURE STATEMENT

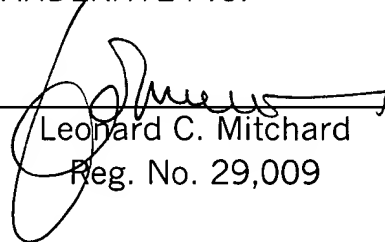
In the Form PTO-1449 filed with the application papers dated April 20, 2001, WO 00/50043 is listed. A copy of that reference is attached. The '043 reference lists Robert K. Naviaux as inventor and The Regents of the University of California as Applicant. From 1995 through the filing date of the subject application, Pro-Neuron, Inc. the title owner of the present application, has collaborated with the University of California, San Diego (UCSD) relating to therapeutic uses of triacetyluridine. This collaboration has involved a number of UCSD researchers, including Dr. Naviaux. Examples 1-4 of the subject application were provided to Dr. Reid von Borstel, the named inventor in the present application, by Dr. Naviaux in 1998. Examples 1, 2 and 3 of the subject application appear to be based on the same case studies as Examples 3, 4 and 5 of WO 00/50043, respectively.

The Examiner is requested to initial the PTO-1449 filed April 20 2001 and to return a copy of the initialed document to the undersigned with the next paper to issue in this application.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____


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